

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

<b>Applicant:</b>	Tsutomu Okada	<b>Examiner:</b>	Peter J. Vrettakos
<b>Serial No:</b>	10/718,189	<b>Art Unit:</b>	3739
<b>Filed:</b>	November 20, 2003	<b>Docket:</b>	17272
<b>For:</b>	DIATHERMIC CUTTER	<b>Dated:</b>	April 10, 2008
<b>Conf. No.:</b>	9810		

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**SUBMISSION OF DECLARATION**

Sir:

In response to the Notice of Allowability dated January 10, 2008, the Applicant is enclosing herewith a substitute Declaration.

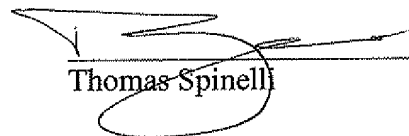
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**CERTIFICATE OF ELECTRONIC FILING**

I hereby certify that this correspondence is being deposited with the United States Patent & Trademark Office via Electronic Filing through the United States Patent and Trademark Office e-business website on the date set forth below.

Dated: April 10, 2008

  
Thomas Spinelli

In the Notice of Allowability, the Examiner indicates that the Declaration is defective and requires a new Declaration in compliance with 37 CFR 1.67(a). In response, a substitute Declaration is submitted herewith in compliance with 37 CFR 1.67(a).

Respectfully submitted,



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TS:cm  
Encl. (Substitute Declaration)